

the sum or value of five hundred dollars, he or they shall be allowed or adjudged to pay his or their costs, at the discretion of the court. And the said judges shall each receive a salary of twenty-five hundred dollars per year, which shall not be increased or diminished during their continuance of office. And the said court shall also have jurisdiction in all cases arising in equity in the said city."

Mr. CRISFIELD made some remarks, which will be published hereafter.

On the question being propounded,

Will the Convention reconsider their vote?

Mr. GWINN demanded the yeas and nays, which were ordered,

And being taken, resulted as follows:

*Affirmative*—Messrs. Lee, Donaldson, Howard, Bell, Welch, Ridgely, Lloyd, Dickinson, Colston, James U. Dennis, Crisfield, Williams, Goldsborough, Chambers, of Cecil, McCullough, Miller, McLane, Spencer, Grason, George, Wright, Annan, Stephenson, McHenry, Thawley, Stewart, of Caroline, Gwinn, Stewart, of Baltimore city, Brent, of Baltimore city, Sherwood, of Baltimore city, Ware, Neill, Michael Newcomer, Hollyday, Parke, Shower, Cockey and Brown—38.

*Negative*—Messrs. Chapman, Pres't, Morgan, Blakistone, Dent, Hopewell, Ricaud, Chambers, of Kent, Mitchell, Dorsey, Wells, Randall, Kent, Sellman, Weems, Bond, Brent, of Charles, Jenifer, Buchanan, John Dennis, Dashiell, Hicks, Hodson, Eccleson, Phelps, McCubbin, Bowling, Dirickson, McMaster, Hearn, Fooks, Jacobs, Thomas, Shriver, Biser, Sappington, Nelson, Fiery, John Newcomer, Harbine, Davis, Brewer, Waters, Weber, Slicer, Fitzpatrick and Smith—46.

So the Convention refused to reconsider their vote on the 12th section.

The 16th section was then read;

Mr. BUCHANAN moved as a substitute for the 16th and 17th sections, the following:

"There shall also be a criminal court for the city of Baltimore to be styled The Criminal Court of Baltimore, which shall consist of one Judge, and shall have and exercise all the jurisdiction now exercised by Baltimore city court, and the said judge shall receive the salary of \$2,500 per annum, and shall be subject to the provisions of this Constitution with regard to the election and qualification of judges, and their removal from office. And it shall be the duty of the Legislature at its next meeting, to provide for the sessions of said court, to be held at not greater intervals than quarterly, for the purpose of trying cases in which trial by jury may be determined by the accused; and also to provide that said court shall hold frequent sessions for the trials of cases subject to its jurisdiction in which the accused may not demand a jury trial."

Which was read.

Mr. BUCHANAN remarked, that the object of his substitute was to get rid of the Police Court, which he considered unnecessary. It seemed to him that one criminal judge was abundantly able to do all the business, and that there was no occasion for a Police Court. Now, what were the

facts? There had been a criminal court ever since 1816 in the city of Baltimore. The Court, as it existed at present, was established under the act of 1816. It consisted of three judges, and there had been great clamor in relation to it, we all knew. The objection had been, that the court was too expensive; and there was a disposition manifested to get rid of two of the judges, leaving the Chief Justice to attend to all the business of the Court, believing that he was fully competent and able to dispose of it himself, as he certainly was—a more competent judge could not have been found than Judge Brice. Now, what (he asked) were the further facts? Why, that one judge had done all the business, for some time past. Judge Brice, a most faithful and upright judge, had not been for some time on the bench, on account of declining health, being now almost at the point of death, and Judge Worthington had resigned two or three years ago. There was then left but Judge Nisbett now on the bench, who by the by, was a very good man in his way, and he had gone on and conducted the business of that court by himself for the last year. He (Mr. B.) would say to the Convention, put on the bench one efficient and energetic man, and pay him well, and he will do all the business. There is no need of a Police Court, and the expense would be considerable.

Mr. SPENCER moved for a division of the question upon each branch of said amendment.

Mr. THOMAS moved for a division of the question first on striking out, and

The question recurring on striking out,

Mr. GWINN demanded the yeas and nays,

Which being ordered and taken,

Resulted as follows:

*Affirmative*—Messrs. Chapman, President, Blakistone, Dent, Hopewell, Ricaud, Chambers of Kent, Donaldson, Wells, Randall, Weems, Bond, Brent of Charles, Buchanan, Beil, Welch, Chandler, Ridgely, Lloyd, Dickinson, Colston, John Dennis, James U. Dennis, Crisfield, Dashiell, Williams, Goldsborough, Eccleston, Phelps, Chambers of Cecil, McCullough, McCubbin, Bowling, Spencer, Dirickson, McMaster, Hearn, Fooks, Jacobs, Shriver, Biser, Annan, Sappington, Stephenson, McHenry, John Newcomer, Davis, Waters, Weber, Parke, and Cockey—51.

*Negative*—Messrs. Lee, Dorsey, Kent, Merrick, Howard, Hicks, Hodson, Miller, McLane, Grason, George, Wright, Thomas, Gaither, Magraw, Carter, Thawley, Stewart of Caroline, Gwinn, Stewart of Baltimore city, Brent of Baltimore city, Sherwood of Baltimore city, Ware, Fiery, Neill, Harbine, Michael Newcomer, Kilgour, Brewer, Anderson, Hollyday, Slicer, Fitzpatrick, Shower and Brown—38.

So the Convention agreed to strike out.

The question then recurred on the motion of Mr. SPENCER, on the first branch of the amendment as offered by Mr. BUCHANAN, down to the word "office," inclusive in the seventh line.

Mr. GWINN demanded the yeas and nays,

Which being ordered and taken,

Resulted as follows: